

Docket No.: 067234-0025

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant : Fan, Jian-Bing, et al.
Appl. No. : 09/779,376
Filed : February 07, 2001
Title : NUCLEIC ACID DETECTION
METHODS USING
UNIVERSAL PRIMING

Customer No.: 41552
Confirmation No.: 7981

Grp./A.U. : 1634
Examiner: : Frank Wei Min LU

CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

"Express Mail" Mailing Label Number EV643140505US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.110 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Oct 17, 2005.

Sarah Nuñez

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated April 20, 2005, of the Primary Examiner finally rejecting claims 5, 9-16, 19-23, 26 and 30-64.

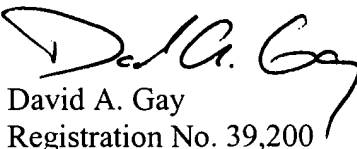
Appeal Fee: \$ 250.00

- ☐ Not required (fee paid in prior appeal in this application).
☒ Charge to Deposit Account No. 502624.
☐ Check Enclosed.

10/20/2005 MAHMED1 00000066 502624 09779376
01 FC:2401 250.00 DA

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


David A. Gay
Registration No. 39,200

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 DAG:GSS
Facsimile: 858.597.1585
Date: October 17, 2005

**Please recognize our Customer No. 41552
as our correspondence address.**